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**UNITED STATES BANKRUPTCY COURT
 DISTRICT OF NEVADA**

In re:
 USA COMMERCIAL MORTGAGE COMPANY,
 Debtor.

In re:
 USA CAPITAL REALTY ADVISORS, LLC,
 Debtor.

In re:
 USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC,
 Debtor.

In re:
 USA CAPITAL FIRST TRUST DEED FUND, LLC,
 Debtor.

In re:
 USA SECURITIES, LLC,
 Debtor.

Affects:
☒ All Debtors
☐ USA Commercial Mortgage Company
☐ USA Capital Realty Advisors, LLC
☐ USA Capital Diversified Trust Deed Fund, LLC
☐ USA Capital First Trust Deed Fund, LLC
☐ USA Securities, LLC

Case No. BK-S-06-10725 LBR
 Case No. BK-S-06-10726 LBR
 Case No. BK-S-06-10727 LBR
 Case No. BK-S-06-10728 LBR
 Case No. BK-S-06-10729 LBR

Chapter 11

**Jointly Administered Under
 Case No. BK-S-06-10725 LBR**

**STATUS AND AGENDA FOR
 SEPTEMBER 13, 2006 HEARINGS**

Date: September 13, 2006
 Time: 9:30 a.m.

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1 **1. Motion For Relief From The Automatic Stay To Terminate Loan Servicing**
 2 **Agreement For Direct Loan To Boise/Gowan, LLC (Affects USA Commercial Mortgage)**
 3 filed by Scott K. Canepa (the “Boise/Gowan Lift Stay Motion”). The Boise/Gowan Lift Stay
 4 Motion has been continued to this date and seeks relief from the automatic stay to change the loan
 5 servicing agent and terminate the Loan Servicing Agreement as to the Boise/Gowan loan.

6	Opposition Filed By:	Date	Docket No.
7	USA Commercial Mortgage	June 2, 2006	468
8	Donna Cangelosi	June 5, 2006	503
9	Official Committee of	June 9, 2006	566
10	Unsecured Creditors of USA		
11	Commercial Mortgage		
12	(Omnibus Response)		
13	Scott K. Canepa	June 13, 2006	632
14	(Reply)		
15	Boise/Gowan LLC	July 24, 2006	961
16	(Declaration in Opposition)		
17	Official Committee of Equity	July 28, 2006	1037
18	Security Holders of USA		
19	Capital First Trust Deed Fund,		
20	LLC		
21	(Joinder in Opposition)		

22 **2. Debtors’ Motion To Distribute Funds And To Grant Ordinary-Course Releases**
 23 **And Distribute Proceeds (Affects USA Commercial Mortgage, USA Capital Diversified**
 24 **Trust Deed Fund, And USA Capital First Trust Deed Fund)** (the “Distribution Motion”) filed
 25 by Debtors. In this Motion, the moving Debtors requested an order authorizing USA Commercial
 26 Mortgage Company (“USA”) to distribute certain funds held in USA’s collection account to direct
 27 lenders, and authorizing USA Capital Diversified Trust Deed Fund, LLC and USA Capital First
 28 Trust Deed Fund, LLC to further distribute certain funds to their respective fund members. USA
 sought permission to distribute promptly to Direct Lenders a substantial portion of the funds
 currently held in the Collection Account. An Order (A) Granting (i) Debtors’ Motion To
 Distribute Funds; (ii) Debtors’ Hold Funds Motion And (B) Denying (i) The Lift Stay Motion And
 (ii) McKnight Motion (Affects USA Commercial Mortgage, USA Capital Diversified

Trust Deed Fund, And USA Capital First Trust Deed Fund) was entered on August 24, 2006.

The order approving the Distribution Motion was entered subject to the specific provisions set forth therein, but the parties reserved for a later determination by the Court the issue of further distributions of funds held in USA's collection account on an ongoing basis. On August 29, 2006, Debtors filed their Modification to Motion to Distribute Funds and Proposed Procedures for Ongoing Distributions (the "Modification Motion") (Docket No. 1203). At the hearing on August 31, 2006, the Unsecured Creditors Committee (the "UCC") argued that additional holdbacks and other modifications should be included in the order approving further monthly distributions, and therefore, the court ordered the UCC to file by September 1, 2006, a motion setting forth their requested further holdbacks and modifications. As a result of the Court's order, on September 1, 2006, the UCC filed the below-referenced Motion to Amend which outlined the additional requested holdbacks, as well as included a proposed monthly interim distribution order.

3. **Motion to Amend Debtor's Protocol For Continuing Distributions And Interim Holdbacks** (the "Motion to Amend") filed by the Official Committee of Unsecured Creditors for USA Commercial Mortgage Company. The Motion to Amend moves this Court for approval of an order which grants the request for continuing authority to make payments as requested in the Debtors' Motion To Distribute Funds And To Grant Ordinary Course Releases And Distribute Proceeds and Debtors' Modification to Motion to Distribute Funds and Proposed Procedures for Ongoing Distributions.

Opposition Filed By:	Date	Docket No.
Official Committee of Holders of Executory Contract Rights through USA Commercial Mortgage Company (Response)	September 11, 2006	1262
Debtors	September 12, 2006	1269

4. **Emergency Motion For Order Extending The Debtors' Exclusive Period To File A Plan To September 15, 2006 (Affects All Debtors)** (the "Emergency Motion") filed by Debtors. The Emergency Motion requests that the Court: 1) ratify the approval of the Stipulated

Order Extending The Debtors' Exclusive Period To File A Plan To September 15, 2006 (Docket No. 1223), 2) extend the Debtors' exclusive period for filing a plan to September 15, 2006, and 3) enter an order further extending the Debtors' exclusivity period for filing a plan to such further date as stipulated by all of the four official committees

Opposition Filed By:	Date	Docket No.
U.S. Trustee	September 8, 2006	1260

5. **Motion to Consolidate Adversary Proceedings Involving Investor Trust**

Account ("Motion to Consolidate") filed by USA Commercial Mortgage Company in adversary case number 06-01146-LBR. The Motion to Consolidate requests that adversary case number 06-1146-LBR be consolidated with adversary case number 06-1167-LBR. A Stipulation and Order Regarding Motion For Consolidation has been signed by the parties in adversary case number 06-01146 LBR and has been submitted to the Court.

DATED: September 12, 2006

/s/ Jeanette E. McPherson

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